IN THE UNITED STATES PATENT AND TRADEMARK OFFICE Before the Board of Patent Appeals and Interferences Atty Dkt. BJS-5547-2 In re Patent Application of C# NA# Confirmation No. 1234 INZÉ et al TC/A LL: 1638 Examiner: Collins Serial No. 10/531.475 Filed: April 15, 2005 Date: May 21, 2010 IDENTIFICATION OF NOVEL E2F TARGET GENES AND USE THEREOF Title: Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 Sir Correspondence Address Indication Form Attached. NOTICE OF APPEAL Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the Examiner twice/finally rejecting \$540.00 (1401)/\$270.00 (2401) \$ 270.00 applicant's claim(s). An appeal BRIEF is attached in the pending appeal of the above-identified application \$540.00 (1402)/\$270.00 (2402) Credit for fees paid in prior appeal without decision on merits -\$ (A reply brief is attached. (no fee) Pre-Appeal Brief Request for Review form attached. Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s) One Month Extension \$130.00 (1251)/\$65.00 (2251) Two Month Extensions \$490.00 (1252)/\$245.00 (2252) Three Month Extensions \$1110.00 (1253/\$555.00 (2253) Four Month Extensions \$1730.00 (1254/\$865.00 (2254) 555.00 "Small entity" statement attached. Less one month extension previously paid on March 23, 2010 -\$(65.00)TOTAL FEE PAID ELECTRONICALLY BY CREDIT CARD \$ 760.00 CREDIT CARD PAYMENT FORM ATTACHED.

Any future submission requiring an extension of time is hereby stated to include a petition for such time extension. The Commissioner is hereby authorized to charge any <u>deficiency</u>, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our **Account No. 14-1140**.

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By Atty: B. J. Sadoff, Reg. No. 36,663

NIXON & VANDERHYE P.C.

Signature: /B. J. Sadoff/